

IN THE COURT OF CRIMINAL APPEALS
OF TEXAS

ANTHONY SAFIAN ,
APPELLANT

V.

THE STATE OF TEXAS,
APPELLEE

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NOS.

PD-0323-16

PD-0324-16

PD-0325-16

FILED
COURT OF CRIMINAL APPEALS
11/9/2016
ABEL ACOSTA, CLERK

**STATE'S FIRST MOTION FOR EXTENSION OF TIME FOR FILING OF
BRIEF ON PETITION FOR DISCRETIONARY REVIEW**

TO THE HONORABLE COURT OF APPEALS:

COMES NOW, the State of Texas, by and through Sharen Wilson, Criminal District Attorney of Tarrant County, and files this the State's First Motion For Extension of Time For Filing of State's Brief on Appeal in the above captioned appeal and for cause would respectfully show the following:

I.

The trial court below is the 396th Distirct Court of Tarrant County, the Honorable George Gallagher, presiding. The style of the case before the Second Court of Appeals is *Anthony Safian v. The State of Texas*, cause numbers 02-15-00153-CR, 02-15-00154-CR & 02-15-00155-CR.

II.

The deadline for filing the State's merit brief is November 9, 2016. No extensions have previously been requested or granted regarding the State's brief. The length of time requested for this extension is thirty (30) days from November 9, 2016, until December 9, 2016. This extension is sought solely in the interest of justice and not for purposes of delay.

III.

Undersigned counsel has recently filed a brief in *In re M.L.K.*, cause number 02-16-00291-CV, on October 27, 2016. In addition, counsel has been assigned to assist with a variety of legal matters that have arisen in Tarrant County in the run-up to the November 8, 2016, general election. This assignment has included researching and answering questions about the Texas Election Code posed by the Tarrant County Election Commission.

WHEREFORE, PREMISES CONSIDERED, the State of Texas prays that this Court grant this State's First Motion for Extension of Time for Filing of State's Brief on Appeal and extend time for filing of the brief to December 9, 2016.

Respectfully submitted,
SHAREN WILSON
Criminal District Attorney
Tarrant County, Texas

DEBRA WINDSOR, Assistant
Criminal District Attorney
Chief, Post-Conviction

/s/ Mark Kratovil
MARK KRATOVIL
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CERTIFICATE OF CONFERENCE

I, Mark Kratovil, Assistant Criminal District Attorney, hereby certify that on November 7, 2016, I e-mailed Daniel Collins, counsel for Appellant, explained that I planned to file for this extension, and inquired whether Mr. Collins had any objection. Mr. Collins indicated that he had no objection to this filing.

/s/ Mark Kratovil

MARK KRATOVIL

CERTIFICATE OF SERVICE

A true copy of the State's motion has been e-served to opposing counsel, the Hon. Daniel Collins, daniel@danielcollinslaw.com, 3663 Airport Freeway, Fort Worth, Texas 76111, on this, the 9th day of November, 2016.

/s/ Mark Kratovil

MARK KRATOVIL